



ORDERED in the Southern District of Florida on January 28, 2014.

A handwritten signature in cursive script that reads "Paul G. Hyman".

**Paul G. Hyman, Chief Judge
United States Bankruptcy Court**

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION**

In re:

Chapter 11

PALM BEACH FINANCE PARTNERS, L.P.,
a Delaware limited partnership, *et al.*,¹

Case No. 09-36379-BKC-PGH

Debtors.

Jointly Administered

**ORDER APPROVING NINTH POST-CONFIRMATION APPLICATION
AND AWARDING COMPENSATION AND REIMBURSEMENT OF
EXPENSES INCURRED BY KINETIC PARTNERS (CAYMAN) LTD.,
AS CONSULTANT FOR GEOFFREY VARGA, THE LIQUIDATING
TRUST MONITOR FOR PALM BEACH FINANCE II, L.P.
FOR THE PERIOD OF JULY 1, 2013 THROUGH OCTOBER 31, 2013**

THIS CAUSE came before the Court on January 28, 2014 at 9:30 a.m. upon the *Ninth Post-Confirmation Application For Allowance And Payment Of Compensation And Reimbursement Of Expenses Incurred By Kinetic Partners (Cayman) Ltd., As Consultant For*

¹ The address and last four digits of the taxpayer identification number for each of the Debtors follows in parenthesis: (i) Palm Beach Finance Partners, L.P., 3601 PGA Blvd., Suite 301, Palm Beach Gardens, FL 33410 (TIN 9943); and (ii) Palm Beach Finance II, L.P., 3601 PGA Blvd., Suite 301, Palm Beach Gardens, FL 33410 (TIN 0680).

Geoffrey Varga, The Liquidating Trust Monitor For Palm Beach Finance II, L.P. For The Period Of July 1, 2013 Through October 31, 2013 [ECF No. 2076] and upon the *Notice Of Filing Exhibit 3 (Affidavit In Support Of Certification) To Kinetic Partner's Ninth Post-Confirmation Application* [ECF No. 2105] (collectively, the "Kinetic Application"). The Court, having reviewed the Kinetic Application, having heard from all parties in interest, having taken into consideration 11 U.S.C. §330 and each of the factors that govern the reasonableness of fees as set forth in *In re First Colonial Corp. of America*, 544 F.2d 1291 (5th Cir. 1977) and *Johnson v. Georgia Highway Express*, 488 F.2d 714 (5th Cir. 1974), finding that notice of the hearing on the Kinetic Application was timely, proper and adequate, and based on the record, it is

ORDERED that:

1. The Kinetic Application is **APPROVED** and Kinetic Partners (Cayman) Ltd., as consultant for Geoffrey Varga, the Liquidating Trust Monitor for Palm Beach Finance II, L.P., is awarded compensation for services rendered in the amount of \$40,904.50 and for costs incurred in the amount of \$4,868.40 for a total award of \$45,772.90.
2. The Court ratifies the payments previously made by the Liquidating Trustee to Kinetic Partners (Cayman) Ltd. totaling \$45,772.90 (as per the allocation between the Debtors' estates as set forth in the Kinetic Application) pursuant to Section 7.1.11 of the Plan and the PBF II Liquidating Trust Agreement (as those terms are defined in the Kinetic Application).

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Submitted by:

Robin J. Rubens, Esq.

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Copies to:

Robin J. Rubens, Esq. (Attorney Rubens shall serve a copy of this Order on all interested parties upon receipt and shall file a Certificate of Service reflecting such service).